FOR MYSORE STATE

1-1-52.

PW (1953) Department.

MS SERIES.

G.O. NO. 121

Dated 9-1-53

Closed
9.1.53.

[Despatch Abstract.]

Legislative Assembly – Questions – July 1952
Elecy – Supply to South Kanara Dt –
Papers recorded.

STARRED

LEGISLATURE (ASSEMBLY) SECRETARIAT

20-6-52

SRI Y. MANJAYA SHETTY, M.L.A.,

PUBLIC WORKS DEPARTMENT

*Q.No.472: Will the Hon. the Minister for Public Works be pleased to state:

a) whether the agreement between the Government of Madras and the Government of Mysore has been compelated with regard to the supply of Electric Power from "Jog Falls" to the District of South Kanara;

b) if not, the reasons for the delay;

c) whether it is a fact that the Chief Minister of Madras has written a D.O. letter to the Chief Minister of Mysore to expedite the completion of the agreement; and

d) if so, what reply has been received by the Chief Minister of Madras?

R.V.20/6

...RY TO GOVERNMENT IT
JUL 1952
...RKS DEPARTMENT

P.W.(9.)

Advance copy of the question may be circulated to M(P.W.) for information.

11/7/52

N. Ramachandra Reddi 2.7

M(P.W)

7 Un 2/7/52 J. P.W

1/7/52

Minister replying
is requested to
file may be kept
with Govt. Co. No
for personal use
Govt. Correspondence relating to
Madras Govt. Service. Letter
from Govt. of Madras. I wish
I should like it is not
desirable that
Correspondence should
be published.

N. Ramachandra Reddi 2.7

STARRED

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20-6-52

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d) if so, what reply has been received by the Chief Minister of Madras?

R.V.20/6

P.W.(I-1)

LEGISLATURE (ASSEMBLY) SECRETARIAT.

20-6-52.

STARRED.

Draft answer.

SRI Y.MANJAYA SHETTY, M.L.A.

*Q.No. 472: Will the Hon. the Minister for Public Works be pleased to state:

(a) whether the agreement between the Government of Madras and the Government of Mysore has been completed with regard to the supply of electric power from "Jog Falls" to the District of South Kanara;

(a) No.

(b) if, not, the reasons for the delay;

(b) The main reason is that a modification proposed by the Govt. of Madras regarding surcharge clauses in the draft agreement to be entered into between the two Govts. is not acceptable to the Govt. of Mysore.

(c) whether it is a fact that the Chief Minister of Madras has written a D.O. letter to the Chief Minister of Mysore to expedite the completion of the agreement; and

(c) Yes

(d) if so, what reply has been received by the Chief Minister of Madras?

(d) A reply has been received from the concerned Minister of Mysore that the matter would be examined and a reply sent early.

To The Secretary,
Madras Legislature
(5 copies)
,, M.(P.W.)
,, Public (Elections) Deptt.

P.W.D.(I-1).

LEGISLATURE (ASSEMBLY) SECRETARIAT.

20-6-52.

STARRED. Draft answer.

SRI Y.MANJAYA SHETTY, M.L.A.

*Q.No.472: Will the Hon.the Minister for Public Works be pleased to state:

(a) whether the agreement between the Government of Madras and the Government of Mysore has been completed with regard to the supply of electric power from "Jog Falls" to the District of South Kanara;

(b) if,not, the reasons for the delay;

(a) and (b): The agreement is not yet completed owing to differences regarding the surcharges to be paid by Madras on the agreed rates for power supply.

(c) whether it is a fact that the Chief Minister of Madras has written a D.O.letter to the Chief Minister of Mysore to expedite the completion of the agreement; and

(d) if so, what reply has been received by the Chief Minister of Madras?

(c) and (d): It is not usual to discuss the contents of D.O.letters. They lose their value if we do so. A revised draft agreement has just come from Mysore and it is being scrutinised in the departments concerned.

To the Secretary,
Madras Legislature
(5 copies)
" M(P.W)
" Pub.(Electrical)
28|es. (~~xxxxx~~)

P.W.D.M.O. No.52351-9|52-1
18.7.52

247

9

LEGISLATURE (ASSEMBLY) SECRETARIAT.

(20--6--'52).

STARRED.

SRI Y. MANJAYA SHETTY, M.LA.

*Question No.472.- Will the Hon'ble Minister for Public Works be pleased to state --

(a) whether the agreement between the Government of Madras and the Government of Mysore has been completed with regard to the supply of electric power from "Jog Falls" to the District of South Kanara;

(b) if not, the reasons for the delay;

(c) whether it is a fact that the Chief Minister of Madras has written a D.O.letter to the Chief Minister of Mysore to expedite the completion of the agreement; and

(d) if so, what reply has been received by the Chief Minister of Madras,

PUBLIC WORKS DEPARTMENT.

Answer.

(a) and (b): The agreement is not yet completed owing to differences regarding the surcharge to be paid by Madras on the agreed rates for power supply.

(c) and (d): It is not usual to discuss the contents of D.O. letters. They lose their value if we do so. A revised draft agreement has just come from Mysore and it is being scrutinised in the departments concerned.

T.P. Kothandaraman

(T.P. Kothandaraman)
For SECRETARY TO GOVERNMENT.

(The above answer has been approved by the Minister for Public Works and the Chief Minister).

To
The Secretary, Madras Legislature (5 copies)
The M.(P.W.)
The Public (Elections Department)

PLW.D. U.O. No.52351-I/52-1 dated 18-7-52,

cs.21.7.

SECRETARY TO GOVERNMENT
26 JUL 1952
PUBLIC WORKS DEPARTMENT

ASSISTANT SECRETARY TO GOVERNMENT
30 JUN 1952
52351
PUBLIC WORKS DEPARTMENT

Madras Legis. I-3—4,008—12-1-51.

SECRETARIAT OF THE MADRAS LEGISLATURE, (Assembly)
Govt. Estate, Mount Road.
~~Fort St. George~~, dated the 28-6-1952.

QUESTION No. 472 for the meeting of the Legislative Assembly to ~~be held on~~ Commencing from the 27th June 1952.

Two copies of this question are forwarded to the Public Works Department.

The question has been admitted.

28/6
MR
28/6/52

28/6/52

To

The Public Works Department.

W.O. Note. No. 8871/52-5 9M2
30.6.52

To The Public Works Dept.

P.W.(I-1)

Please see the L.A. question given notice of by Sri Y.Manjayya Shetty, M.L.A. at p. 1 c.f. relating to supply of electricity from the Jog Falls Scheme of the Mysore Govt. The question is starred. An advance copy of it was circulated to M.(P.W.) for information. Attention is invited to the minutes of M.(P.W.) on p. 1c.f. made on the advance copy of the question.

p. 1 cf

2. The question of supplying power by Mysore for distribution in S.Kanara district was first taken up with the Mysore Govt. in August 1947. In November 1949, they informed this Govt. that they were agreeable to supply electric power to the extent of 6000 K.W. at the border of the State from the Jog Falls Generating Station. Based on this assurance this Govt. sanctioned in September 1950, an

Separate file not put up
dw

estimate amounting to Rs 48.32 lakhs initially rising to Rs 62.05 lakhs in the 10th year for the distribution of power in S.Kanara. A revised estimate amounting to Rs 70.3 lakhs initially rising to Rs 88.0 lakhs in 10 years has since been sanctioned for the scheme. The Govt. have also approved the proposal of the C.E.(E) to place orders for the transformers and substation equipments of the scheme in anticipation of the completion of the agreement since he has given an assurance that the materials referred to above can be used elsewhere if the S.Kanara scheme does not go through. He has, however, been asked to go very slow for the present with the work on the extension scheme pending conclusion of the agreement with the Govt. of Mysore. Though the terms and conditions of supply of power by Mysore to Madras for distribution in S.Kanara were settled long ago, a formal agreement could not be concluded, the main point of difference being the wording of the clause in the agreement relating to the levy of surcharge. The matter was discussed at ministerial level but an agreement could not be reached. After the present ministry took charge, the matter was taken up by the C.M. with the C.M. of Mysore. With reference to this, the concerned Minister of Mysore (Sri T. Siddalingaiya) replied that the matter would be got examined & a reply sent early. The Mysore Govt. have since stated that they have considered the draft of this Govt. in all its aspects and that they are of the view that the draft as sent by them (including the surcharge clause) may be considered as suitable. The remarks of the C.E.(E) on the Mysore Govt.'s latest draft agreement have been called for and they are awaited.

p.21 of (F) (G.O. 3270 PW) 1-9-50

p.25 of (G) (G.O. Ms. 441 PW) 5-2-52

Separate file not found

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-do-

Copy at (J)

(W)

3. It is for consideration whether the answer to the question may be as follows:-

(a) No.

(b) The main reason is that a modification proposed by the Government of Madras regarding surcharge clauses in the draft agreement to be entered into between the two Govts. is not acceptable to the Government of Mysore.

(c) Yes.

(d) A reply has been received from the concerned Minister of Mysore that the matter would be got examined and a reply sent

4. In order to enable the Minister to answer the supplementary questions, if any, that may be put, the following note is submitted:

The main points of difference between the Madras draft and Mysore draft are as follows:-

(i) Our draft provides for supply at 110 K.V. at Hulikal but Mysore's draft provides for supply at 66 K.V. The original ~~was~~ proposal was to supply power at 66 K.V. at Mysore border at a place to be mutually agreed upon. But subsequently the Mysore C.E. intimated the C.E.(E), Madras, that power would be supplied from Jog at 110 K.V. at Hulikal. Accordingly our proposal was revised and the route of the transmission line realigned so as to take it from Hulikal to Mangalore. The present proposal of Mysore to supply at 66 K.V. will necessitate further revision of our scheme.

(ii) This Govt.'s draft provides for a minimum guarantee of 10% on the cost of the transmission lines to be erected to the border of Mysore, but the Mysore Govt.'s draft provides for a guarantee of 10% on the cost of the transmission lines and additional equipment to be installed at Jog station.

(iii) The following is the wording of the surcharge clauses in the drafts of the Mysore and Madras Govts.

MYSORE DRAFT.

"10 (a) Should the Supplier decide at a future date to levy a general surcharge or tax on high tension bulk supplies of electricity given by him in the Mysore territory, such general surcharge or tax shall be applicable to the tariffs specified in clause 10 at the same rate and for the same duration."

"14. The Supplier and the Consumer agree that no tax other than referred to in clause 10(a) supra shall be levied by either of them on the other in respect of the supply under this agreement. If any such tax is levied, the party so taxed shall be reimbursed by the other party."

MADRAS DRAFT.

"11. Should the Supplier decide at a future date to levy a general surcharge on high tension bulk supplies of electricity given by him in the Mysore territory, such general surcharge shall be applicable to the tariffs specified in clause 10 at the same rate and

for the same duration.

Explanation: In this clause, the expression "surcharge" means any charge or percentage increase, whether called a surcharge or tax, which may be levied by the Supplier over and above the rates charged by the Supplier in respect of high tension bulk supplies given by the Supplier in the Mysore territory."

"16. The Supplier and the Consumer agree that no tax shall be levied by either of them on the other in respect of the supply under this agreement. If any such tax is levied, the party so taxed shall be reimbursed by the other party."

X p.5 (J)

p.6 (J)

The point of difference between the Madras and the Mysore drafts relates only to the use of the word "tax". This Govt. first suggested that the words "or tax" might be omitted from the Mysore draft clause 10(a) and consequential amendments made in their clause 14. The Govt. of Mysore did not agree to this. They contended that they were levying a tax on consumption of electricity on their consumers in Mysore and that it was identical in nature with what the Madras Govt. are levying as a surcharge on consumers in the Madras State supplied by the Madras Govt. But, as clause 10(a) of their draft, in view of the language employed therein, is wider in scope and there is nothing to suggest that in the future, nothing different from what is called in Madras as a 'surcharge' and in Mysore as a 'tax' on consumption of electricity will be levied by Mysore, and as the agreement being one between two neighbouring States, might be handled by entirely different sets of people in the future, this Govt. suggested certain amendments to the clause and an addition of the explanation as indicated at 'X' on pp. 3-4 above to obviate unnecessary differences of opinion that might crop up in future. The position as indicated above was explained personally and in detail by the Secretary, P.W.D. to the (Hon'ble) Minister for Law and Labour, the C.E.(E) and the Secretary to the ~~Electricity~~ Electricity Deptt. of the Mysore Govt. at the conference on the Mekadatu scheme held on the 30th and 31st August 1951 at Bangalore. The Govt.

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of Mysore then agreed to the drafting of the clause as proposed by the Madras Govt. to avoid an ambiguity which might lead to squabbles in the future. It was also agreed that a letter should be sent by the Madras Govt. requesting the Mysore Govt. to reconsider the position and agree to the draft sent by Madras. The Govt. of Mysore were addressed accordingly on the 1st September 1951 to reconsider the position and agree to the amendment and the explanation proposed by this Govt. ~~xxxx~~ But contrary to the assurance given at the conference, they sent a reply stating that the amendments suggested by this Govt. were not necessary and the surcharge clauses of theirs - 'Y' on p. 3 ante - should remain as they were. The matter was further discussed by the previous Minister for Public Works (Sri M.Bhaktavatsalam) with Sri K.T.Bashyam, ~~then~~ then Minister of Law and Labour, Govt. of Mysore, on the 4th Dec. 1951 when the latter visited Madras. It was agreed that the Madras Govt.'s draft providing an explanation to the clauses relating to the levy of surcharge in the agreement for the supply of power to South Kanara would be accepted. It was also agreed that as soon as he reached Bangalore, Sri Bashyam would arrange to convey the formal acceptance of the Mysore Govt. to the agreement. Instead of conveying the acceptance of the Mysore Govt. to the draft as agreed to by him at the conference, he wanted a copy of the agreement for power supply to S.Kanara incorporating the clarifications reached at the conference on the 4th December 1951. As desired by him, a copy of the agreement embodying the clarifications was sent. In the draft agreement now sent by Mysore, the original clauses as at 'Y' on p. 3 ante have been retained.

It may be mentioned that the Mysore Govt. are already supplying power to the extent of 700 K.W. to

this Govt. for distribution in Hindupur, though no formal agreement has yet been executed. In that case too, a draft agreement was almost finalised excepting in regard to the wording of the clause relating to the levy of surcharge by the Mysore Govt. They have since stated that their original draft may stand. The decision to be arrived at in the South Kanara case will equally apply to the Hindupur case also.

Separate file not put up

It may be mentioned, in this connection, that the Govt. have been receiving a lot of representations for early electrification of the South Kanara district. In July 1951, the C.E.(E) was asked orally to work up proposals for thermal stations to cover the South Kanara area. The C.E.(E) replied that the schemes already approved by the Govt., viz. improvements to the existing stations at Udipi and Karkala and the purchase of a 500 K.W. diesel generating set for Mangalore in advance of the sanction of the scheme for the acquisition and improvement of Mangalore undertaking, would cover the load development in the three main urban areas of the South Kanara district for the next three or four years and could also accommodate small rural extensions until Mysore supply was available. He, therefore, considered that there was no necessity for providing for further additional generating capacity and stated that proposals for extension to these thermal stations would be submitted if found necessary later in the light of further needs and the settlement with Mysore. The question of the acquisition of the Mangalore company undertaking is separately under consideration and it is likely to take some time before the undertaking actually vests in the Govt. since the prior concurrence of the Govt. of India has to be obtained for the acquisition of the undertaking under the Acquisition Act.

pp not put up

Separate file not put up

Representations were received from the public of

pp 1-11 cf (L)

Board of Coondapoor requesting that in view of the urgent need for extending electric supply to Coondapoor, a thermal station may be established at the place with the old replaced engine sets at Udipi. Sri Y.Manjaya Shetty, M.L.A., who has given notice of the question at p. 1 c.f., was one of the signatories to the petition from the public of Coondapoor mentioned above. After consulting the C.E.(E) and after obtaining orders in circulation, Sri Shetty was informed that Coondapoor would be getting hydro electric supply by the middle of 1954 and in the meantime it would not be worthwhile or feasible to start a thermal station there and that the existing old engine sets at Udipi would be required and would not therefore be available for Coondapoor.

5. With reference to para 3 on p. 2 ante, a draft answer is submitted. The file may be circulated to M.(P.W.) for approval of the draft answer.

12/7/52

12/7/52

12/7/52

M (P.W) 13.7.

C.M. 15-7-52

It is submitted that the Chief Minister has altered the draft answer below. A clean copy of the draft answer is also put up. The file may be

P.T.O.

circulated to M (P.W.) for perusal of the draft answer.

15/7/52 16/7/52

16/7/52 M(PW) N. Ramaswamy 16.7

[Issued U.O. Note No. 52351-9/52-1 dt. 18-7-52]

The question has been answered on 26-7-52. This file may lie over till the printed proceedings of the Assembly are received.

28/7/52 28/7/52

(P.T.O)

Supply of electric power to South Kanara district.

*247 Q.—SRI Y. MANJAYA SHETTY: Will the Hon. the Minister for Public Works be pleased to state—

(*a*) whether the agreement between the Government of Madras and the Government of Mysore has been completed with regard to the supply of electric power from "Jog Falls" to the district of South Kanara;

(*b*) if not, the reasons for the delay;

(*c*) whether it is a fact that the Chief Minister of Madras has written a D.O. letter to the Chief Minister of Mysore to expedite the completion of the agreement; and

(*d*) if so, what reply has been received by the Chief Minister of Madras?

THE HON. SRI N. RANGA REDDI:—"(*a*) & (*b*) The agreement is not yet completed owing to differences regarding the surcharge to be paid by Madras on the agreed rates for power supply.

"(*c*) & (*d*) It is not usual to discuss the contents of D.O. letters. They lose their value if we do so. A revised draft agreement has just come from Mysore and it is being scrutinised in the departments concerned."

11-20 a.m. SRI Y. MANJAYA SHETTY:—"Will the Hon. Chief Minister be pleased to convene a conference of the Chief Minister of Mysore and the concerned officials of the Mysore and Madras Governments to finalize the terms of the agreement as was done in the case of the Tungabhadra Project?"

THE HON. SRI C. RAJAGOPALACHARI:—"If and when found necessary, the Chief Minister will do it."

SRI S. DEIVASIGAMANY:—"How many kilowatts of electricity are expected to be produced by harnessing the waters of the Jog Falls and what are the States that are benefited by the Project?"

THE HON. SRI N. RANGA REDDI:—"I do not know how much power is generated at the Jog Falls. But I may say that the Mysore Government have promised to give us 6,000 k.w. of power."

SRI T. ANANTHA PAI:—"Are the Government aware of the feeling of the people of South Kanara that there has been inordinate delay in the matter of concluding these negotiations and will the Government finalize the issues once for all without further delay?"

THE HON. SRI C. RAJAGOPALACHARI:—"Water is running from one State to the other. We cannot carry on any useful negotiations in the spirit suggested. We have to go slow and with great patience."

Please see the printed proceedings pasted above

No further action is necessary.

The papers may now be recorded in G.O.

G.O.Ms.No 121 dated 9.1.53

Leg: Assembly-Qns ~~No 247 dated~~ 26th July 1952- ~~Starred-~~ Sri Y. Manjayya Shetty, MLA. - Elecy:- Supply of ~~electric power~~ to South Kanara

7-1-53.

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